

1808 Richards Road, Suite 120 Bellevue, WA 98005 (425) 502-8341

Confidential Evaluation: This report is not to be released without the written consent of the patient.

# FORENSIC NEUROPSYCHOLOGICAL EVALUATION

Date of Birth:

Education: 12 years

Client's Name: Brad Norman

Age: 59 years

Handedness: Right

Date of Evaluation: 09/10/2018

Date of Loss: 02/03/2017

Neuropsychologist: Martha Glisky, Ph.D., ABPP-Cn

# REASON FOR REFERRAL:

Referral Question: Mr. Norman was referred by his attorney, Mr. Richard McMenamin, at McMenamin and McMenamin Attorneys at Law, for a neuropsychological evaluation in relation to a motor vehicle collision (MVC) that occurred on 02/03/2017.

# BACKGROUND AND HISTORY:

The history was obtained through an interview with Mr. Norman, as well as a client history information questionnaire completed by him. Mr. Norman's wife was also present for the interview portion of the evaluation and provided additional collateral information. In addition, medical records were provided and reviewed, and are detailed below as relevant.

# Precipitating Event and Presenting Concerns (Based on interview):

Mr. Norman indicated that on 02/03/2017 he was the restrained driver of his vehicle traveling east on Highway 101, back from doing some work in Forks, Washington. He reported that he was on a mile-long grade and at the bottom the road turned to the right. Apparently, a car coming the other direction came into his lane. He reported that his memory included a few seconds before the impact, seeing the car in front of him with a split second of disbelief. He remembered briefly thinking that he should not hang onto the wheel too tight. Then it was "lights out." He reported that he blacked out for a short period of time, he is unsure how long, but then recalls feeling instant pain. He had a coworker in his passenger front seat and his next memory of asking the coworker if he

DOE: 9/10/18 Page: 2

was okay. He recalled feeling as if in a "black state of awareness," and he thought he was dead. He "woke up" and realized he was not dead. It took him a few minutes to think about what to do and he talked to his coworker about making sure that neither move quickly because they may have injuries. He reported that he took about five minutes to get out of his truck and recalls feeling a lot of discomfort but not necessarily pain. He also felt shook up, knowing that he had been through something. He felt that his thinking was "foggy", and he was a little out of it and slower to process information. He was not disoriented in the sense that he knew where he was. When he looks back on it, he realized he did not initially go over to the other car or worry about the other driver, which is very unlike him. After about 10 minutes, others stopped and helped the other driver and he recalled seeing her walking and knowing she was okay. There was snow and ice on the road and later when he examined her car, he realized that her front tires were new, but the back were bald and that it was likely a traction problem for her that caused her to skid.

A Ranger car was the first on the scene followed by an emergency medical services truck. It apparently was a busy day and the EMTs briefly checked to make sure they were okay and without examining them left to take other calls.

Following the MVC, Mr. Norman noticed immediately that he was not remembering things or thinking clearly. However, he waited somewhere between a few days to one week to seek medical attention. He eventually went to the emergency department and was put through a number of tests including a brain scan. He indicated that this was normal and there was no bleeding. His main concern at that time was that he was not thinking well. He was given a printout indicating that it could be 90 to 180 days for problems to continue. When he continued to experience problems after 90 days he went back, and they told him to wait another 90 days. He saw a chiropractor who referred him to a neurologist due to his continued cognitive concerns. He saw Dr. Rubenstein, who told him that there was no much that could be done, and that he may or may not get better. He said that he could see a speech language pathologist, but he was unsure why since his speech was not problematic.

# **Ongoing Complaints and Symptoms:**

Physically, Mr. Norman indicated that he has no remaining significant issues. He does not have pain or headaches. He did report that his sleep is "not the best," which he realizes at least in part to the MVC with some potential difficulties prior. He reported he wakes up every couple of hours thinking about what he needs to do and wondering if he remembered to do something.

Cognitively, Mr. Norman indicated that everything changed on the day of the MVC in terms of his memory and cognitive abilities. He reported that he was patient for the first 180 days but has seen no benefit or improvement since that time. He reported that he has difficulty with memory and tries to use notepads to help remember things. He now needs to use his phone to record information and remember appointments. He goes

DOE: 9/10/18 Page: 3

through his calendar every day, as well as a recent call log to help him remember numbers and phone calls. This is very different from how things were previously when he could recall all his needed information without cues. He reported that he manages a schedule for himself and four other employees and there are lots of moving parts. It is important for him to be able to remember everything quickly and his inability to do this has "100 percent messed me up." He reported that someone can tell him something about a project and five minutes later someone else says something else and he loses what was initially said. He reported that he gets upset about his cognitive difficulties and starts to "shake inside." His wife indicated that these cognitive changes are not like him at all and she also notices that he slurs his words at times.

Emotionally, he reported that he generally wakes up and feels good. However, he is more irritable and frustrated than he was previously. His wife reported there is a "snappiness" that is new. He reported that a coworker wanted to make sure that it was noted that he is a little angrier and more frustrated more easily than he was previously. He reported that he feels blessed with his life and his work and generally does not go looking for something wrong. He does note that there are things that he has not done that he used to do such as buying flowers for his wife regularly. He is unsure why that is the case, but it bothers him that it is different. He gets discouraged at times about his inability to run his business as he used to and has considered selling his business as a result.

# **Other Relevant Past History:**

Medical/Psychiatric: Mr. Norman indicated no significant medical problems at this time. He reported some wear and tear on his knees and indicated that he had a general medical exam recently that reported all was normal and good. He did report one previous concussion that occurred in 1973 when he was about 15-years-old. It was caused by a motorcycle accident and was not formally diagnosed. He recalled being "in la la land" afterwards. He had no last sequelae from this. Mr. Norman denied any current or past use of tobacco or marijuana. He reported current alcohol use as about three drinks per week which has been consistent within his past. He denied any current or past problems with any substance abuse or overuse.

**Education**: Mr. Norman graduated from high school without difficulties and reported getting good grades in school. He denied any special education services.

Occupation: Mr. Norman has worked in the concrete cutting and demolition business for the past 41 years. He has owned his own business since 1993 and runs all of the business aspects himself. He used to run a second business in the past that was a restaurant. He stopped this in 2011, in part due to the decrease in revenue after 9/11. It was a popular restaurant and people have asked him to try to reopen it. He has contemplated quitting his business and going back to the restaurant business which he viewed as less difficult to manage. He reported that it might make him feel better but financially it would be a big decrease.

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**Family/Social**: Mr. Norman currently lives with his wife of ten years. He was previously married from 1992 to 2006 and has three grown children from that marriage. His son is 35-years-old and is healthy and successful. His daughter is 25-years-old and in law school. His youngest is 19-years-old and at the University of Portland looking into studying medicine. All are doing very well.

Mr. Norman was born in Texas. His parents split up when he was in the middle of high school and he moved to Washington state with his mother. His parents are both now deceased. His mother died at age 59 from a brain tumor and his father died in his 60s and struggled with alcoholism early in his life. He has two younger brothers that are not doing well. One is three years younger and has had medical issues all of his life including diabetes, hypertension and some potential Gulf War Syndrome. His other brother is seven years younger and has also struggled with chronic tobacco and marijuana use, as well as hypertension. Mr. Norman reported that he continues to do the things he has enjoyed in the past for fun including spending time outdoors fishing, hunting, and boating. He also has two dogs that bring him joy.

# **RECORD REVIEW:**

Department of the Interior, Investigator's Traffic Crash Report: Crash date was indicated as 02/03/2017, in the city of Port Angeles on Highway 101. The vehicle #1 (the other driver) indicated under injury status as no injury, but airbag deployed. The vehicle was towed, and the driver's actions were indicated as "drove too fast for conditions." The vehicle #2, Mr. Norman's vehicle, injury status was indicated as "unknown," and airbag did not deploy. The vehicle type was listed as a pickup truck with a utility trailer. The vehicle was also towed. The statement from Mr. Norman at the scene indicated that the other vehicle (a Jeep Liberty) crossed over into his lane resulting in a T-bone collision. He was coming downhill, and the Jeep was coming up hill. The general report by the officer indicated that vehicle #1 lost control and began to fish tail, crossing the center line and headed toward the ditch when vehicle #2 struck it on the passenger side. The driver of vehicle #1 indicated, "It was my fault." The county fire district arrived and briefly checked all of the occupants and no one was transported. There were also several pictures showing very snowy conditions and a large impact on the front end of Mr. Norman's pickup truck.

Olympic Medical Center, Emergency Department Encounter Report (Date of service 02/14/2017): The history indicated Mr. Norman came to the ED with complaint of neck pain, back pain, and forgetfulness since the MVC on 02/03/2017. He reported he did not feel that he had loss of consciousness but did break the window with his head. He reported mild headaches and most of his concerns being problems with memory. An x-ray of his lumbar spine was done and read as normal. A CT scan of his head was done and was also normal. A CT of his cervical spine indicated no acute abnormalities as well. The impression was of post-concussion syndrome with the mild headaches and memory problems being related to this. It was recommended that he follow up with his

primary care provider and he was discharged home.

Proactive Chiropractic Clinic, George Lawrence, DC (Date of service 02/15/2017): The initial evaluation indicated a description of the collision. In his description, it indicated that Mr. Norman hit his back headrest and his left leg hit the dashboard. He thinks he lost consciousness for a few seconds and was dazed and disoriented following the collision. Following the examination, a plan was created to see him two times a week over a 12-week period to decrease pain and stiffness of the cervical spine, thoracic spine, and lumbar spine. In addition, treatment would increase joint stability of the cervical spine, thoracic spine, lumbar spine, left shoulder and left knee.

Follow-up visits with Dr. Lawrence occurred regularly on dates 02/22/2017, 02/27/2017, 03/06/2017, 03/13/2017, 03/21/2017, 03/27/2017, 03/29/2017, 04/10/2017. 04/12/2017, 04/19/2017, 05/09/2017, 05/24/2017, 06/19/2017, and 06/26/2017. These notes mostly detailed physical examination and treatment. However, several notes also indicated cognitive concerns. On 02/22/2017 it was noted that he had forgotten his appointment the day before so came in that day. He reported his short-term memory was particularly bothersome to him and he used to have a very good memory. On 03/27/2017 the note indicated he had been working but got tired very easily and still experienced short-term memory loss. He had difficulty counting backwards from 100 by 3's while walking. On 03/06/2017 it was noted that he wakes up from pain and was also experiencing headaches. He reported his memory was not as sharp and he was reminded to try Lumosity. On 03/21/2017 he reported his short-term memory was still bothering him and Dr. Lawrence suggested walking and counting backwards from 100 by 3's and doing the alphabet every other letter while walking. On 03/27/2017 he reported short term memory still bothers him but not as bad as it was before. On 05/09/2017 the report indicated his short-term memory had been getting better but was still not back to where it should be. He was prescribed herbal adaptogens which are natural substances that are apparently supposed to help the body adjust to stress. Figure 8 exercises were also given. On 06/19/2017 due to his short-term memory still bothering him, he was referred to Dr. Robert Rubenstein, MD, a neurologist.

Neurology - Robert Rubenstein, MD (Date of service 08/07/2017): He was referred for evaluation and treatment of cognitive complaints after a motor vehicle accident. Mr. Norman went through details of the accident and indicated he has had problems with short term memory that have continued unchanged since the MVC. He reported forgetting recent events, misplacing items, forgetting what he went to the grocery store for, or forget components of routines. His wife also indicated he was shorter tempered and would occasionally slur his words. The assessment indicated post-concussion syndrome with persistent problems with short term memory and short temperedness/ irritability following the 02/03/2017 MVC. The recommendation was to be evaluated and treated by a speech therapist who could do cognitive rehabilitation. He was provided with a referral for this.

DOE: 9/10/18 Page: 6

# **BEHAVIORAL OBSERVATIONS:**

Mr. Norman arrived on time to his appointment, accompanied by his wife. He was dressed and groomed neatly and appropriately in casual attire. He was friendly, open and cooperative throughout. His speech was normal in rate, volume, and tone. His overall mood appeared euthymic with a normal and appropriate range of affect observed.

The testing was administered primarily by a psychometrist (Laura Smith) and was completed across a single day of testing. He was able to attend well to the evaluation and understood directions. He worked at a normal pace and persevered well throughout the day. He became more agitated toward the end of the day, particularly when having difficulties on certain tests. He needed additional encouragement for two more difficult tests which caused him frustration. He completed about two hours of testing in the morning and then took a break for lunch. He returned and completed an additional three hours of testing, including completing questionnaires in the afternoon. Overall, he appeared to put forth good effort and the results are deemed to be a reliable indicator of his current functioning.

## **SUMMARY OF FINDINGS:**

The following is a brief summary and qualitative interpretation of test scores in the context of clinical observation and history. The results are based on normative data, allowing comparisons to individuals of the same age. A visual graph of the results appears as an appendix to this report. On this graph, the horizontal midline represents the 50th percentile or average level of functioning.

#### Measures Administered:

- Beck Anxiety Inventory
- Beck Depression Inventory-II
- Benton Judgment of Line Orientation
- Boston Naming Test
- California Verbal Learning Test-2
- Category Test
- Controlled Oral Word Association Test
- Delis-Kaplan Executive Functioning Systems (Color Word)
- Green's Word Memory Test
- · Grooved Pegboard Test
- NAB Numbers and Letters Test
- Paced Auditory Serial Addition Test
- Personality Assessment Inventory
- Rey Complex Figure Test
- Trail Making Test

- Verbal Fluency
- Victoria Symptom Validity Test
- Wechsler Adult Intelligence Scale-IV (WAIS-IV)
- Wechsler Memory Scale-IV (WMS-IV)
- Test of Premorbid Functioning (TOPF)

**Effort, Motivation and Validity of Obtained Results:** Mr. Norman appeared to put forth good effort throughout the evaluation. He performed within normal limits on all formal and embedded measures of effort, motivation and performance validity. He met validity standards.

Premorbid Ability and Current Intellectual Functioning: Mr. Norman scored in the High Average range on a single word reading test, one measure of premorbid ability (TOPF = 79<sup>th</sup> percentile). His Full Scale IQ and General Ability Index scores were in the Superior range (FSIQ = 91<sup>st</sup> percentile, GAI = 93<sup>rd</sup> percentile). Both his Verbal Comprehension Index and his Perceptual Reasoning Index were in the High Average range (VCI = 88<sup>th</sup> percentile, PRI = 90<sup>th</sup> percentile).

**Attention/Concentration and Working Memory:** Mr. Norman was able to sustain his attention adequately throughout the evaluation. His auditory working memory abilities were in the Superior range (WMI = 95<sup>th</sup> percentile). His visual working memory on a single measure was in the Average range (Symbol Span = 37<sup>th</sup> percentile).

On a measure of attentional speed and efficiency, his scores showed some variability. His overall attentional speed was in the Average range (NAB Part A Speed = 66<sup>th</sup> percentile), and he made an average number of attentional omission errors (NAB Part A Errors = 34<sup>th</sup> percentile). His other attentional efficiency measures were within the Average to Above Average range (Part A to Part D Efficiency = 42<sup>nd</sup> to 86<sup>th</sup> percentile). He did however have significant difficulties on a divided attention component of the task with his Part D Disruption score in the Mildly Impaired range (Part D Disruption = 10<sup>th</sup> percentile). On a complex measure of divided and sustained auditory attention, he also performed below expectation and in the Low End of Average to Low Average range (PASAT 3' = 20<sup>th</sup> percentile, 2' = 30<sup>th</sup> percentile).

**Processing Speed:** On an overall measure of processing speed, Mr. Norman's score was in the Average range but significantly below expectation given his other intellectual abilities (PSI = 50<sup>th</sup> percentile). This was primarily due to a slower performance on one of the two subtests of this measure (Symbol Span = 16<sup>th</sup> percentile, Coding = 84<sup>th</sup> percentile). On other measures of speeded performance, his performance was within expectation including a visual scanning task (Trail Making Part A = 83<sup>rd</sup> percentile) and the more complex cognitive flexibility portion was also in the High Average range (Trail Making Part B = 80<sup>th</sup> percentile). His color naming and word reading speeds were also well within expectation (DKEFS Color Naming = 95<sup>th</sup> percentile, Word Reading = 91<sup>st</sup> percentile).

DOE: 9/10/18 Page: 8

Learning and Memory: Mr. Norman's learning and memory particularly for auditory information was below expectation with his overall Auditory Memory Index in the Low Average range (AMI = 16<sup>th</sup> percentile). He scored in the Mildly Impaired range on the initial trial of a story recall task (Logical Memory I = 9<sup>th</sup> percentile), improving only to the Low Average range on delayed recall (Logical Memory 2 = 16<sup>th</sup> percentile). On a list learning task, his initial encoding of the list was below expectation (CVLT-2 Trial 1 = 31<sup>st</sup> percentile) with evidence of a somewhat limited learning curve over the five trials, but by Trial 5 also at the same level (CVLT-2 Trial 5 = 31<sup>st</sup> percentile). Overall learning curve was below expectation for him (CVLT-2 Total = 21<sup>st</sup> percentile). He generally retained the information learned, with both short and long delay recalls also at the 31<sup>st</sup> percentile. His recognition memory for the information was below expectation (Recognition Memory = < 1<sup>st</sup> percentile).

His visual memory was slightly better but still below expectation for him. On an initial simple visual memory task, he scored within expectation (Visual Reproduction 1 = 75<sup>th</sup> percentile). He lost some information over a time delay (Visual Reproduction 2 = 25<sup>th</sup> percentile). He also had difficulties on a more complex geometric figure at both immediate recall (Ray Figure = 8<sup>th</sup> percentile) and at the longer delayed recall (Ray Complex Figure Delay = 3<sup>rd</sup> percentile).

**Visuospatial/Perceptual Functioning:** Mr. Norman appeared able to perceive basic pictures and drawings of objects without difficulty. As mentioned previously, he scored in the High Average range on overall Perceptual Reasoning Index. He was generally able to judge the distance and orientation of line segments and scored in the Average range (JLO = 40<sup>th</sup> percentile). His ability to copy a complex geometric figure was impaired showing very poor planning and organization, as well as visual spatial disorientation (Ray Figure = < 1<sup>st</sup> percentile).

**Speech and Language**: Speech was normal in rate, volume, and tone. His overall confrontation naming was in the Superior range (BNT = 60/60). His verbal fluency was also in the Superior range both for phonemic cues (COWAT = 99<sup>th</sup> percentile) and for category cues (Category = 96<sup>th</sup> percentile). As mentioned previously, both his naming and reading speeds were also intact and within expectation (Naming = 95<sup>th</sup> percentile, Reading = 91<sup>st</sup> percentile).

**Executive Functions/Problem Solving:** His overall performance on measures of executive functioning appeared to be intact. He scored within at least the High Average range on measures of cognitive flexibility (Trails B = 80<sup>th</sup> percentile) inhibition, and inhibition/switching (DKEFS Inhibition and Inhibition/Switching = 91<sup>st</sup> percentile). On a higher-level abstract reasoning and problem-solving task, his performance was in the Average range (Category Test = 54<sup>th</sup> percentile). He did show some difficulty with visual planning and organization on a geometric drawing task as mentioned above (Ray Complex Figure = < 1<sup>st</sup> percentile).

**Motor/Sensory Functions**: Mr. Norman's overall fine motor speed and dexterity was at least Average bilaterally (Grooved Pegboard RH = 77<sup>th</sup> percentile, LH = 72<sup>nd</sup> percentile).

Psychological/Personality Functioning: Mr. Norman completed the Beck Anxiety Inventory (BAI) and Beck Depression Inventory-2 (BDI-2), self-report measures of anxiety and depression respectively. He scored in the Minimal range on both, indicating no significant clinical symptoms of either depression or anxiety. On the BDI-2, he did endorse feeling somewhat discouraged, agitated and irritable, as well as experiencing loss of interest and more fatigue.

Mr. Norman also completed the Personality Assessment Inventory (PAI), a 344-item self-report measure of psychological and personality functioning. Overall, he completed this in a valid and consistent manner. There were no elevations on this measure indicating significant clinical psychopathology. Overall the profile is entirely within normal limits and his self-concept indicated he has a fairly stable self-evaluation and approaches life with a clear sense of purpose.

# **EVALUATION SUMMARY:**

Mr. Norman is a 60-year-old male who was involved in a motor vehicle collision on 02/03/2017 when a car slid in front of him causing him to T-bone it. There was extensive damage to both vehicles and both were totaled. Mr. Norman has a blank spot in his memory and believes he lost consciousness briefly. He was also disoriented, dazed, and foggy following the collision. He was diagnosed with a concussion after medical evaluation, and also had some ongoing back and neck injuries that were treated with chiropractic care. Mr. Norman's concerns have been primarily related to decreased memory and cognitive functioning since immediately following the collision with not much improvement over time. He has managed to keep working but it has been more difficult and challenging for him. His wife also notices increased irritability and more frustration.

The current neuropsychological evaluation found premorbid and current intellectual abilities in the High Average to Superior range. Many of his other cognitive functions also remained in this range. In particular, language abilities were an area of significant strength with naming and verbal fluency performances also in the High Average to Superior range. Working memory for auditory information was intact, with slightly lower visual working memory functions. His overall processing speed showed some variability but was generally intact on most measures administered.

The following areas of difficulty were noted:

 Memory and Learning: Memory and learning were the area of most significant and notable difficulty. He showed Low Average to Borderline Impaired performances on auditory memory tasks including story learning and list learning.

Visual memory was also below expectation, particularly for more complex material.

- Attention: He performed adequately on basic attention tasks but showed significant difficulties when required to divide his attention on both visual and auditory tasks (with performance ranging from the 10<sup>th</sup> to 30<sup>th</sup> percentiles).
- Visual Spatial Functioning: His overall Perceptual Reasoning Index was in the High Average range. However, he performed in the Average range on a simple line judgment task and on the block design task in the Perceptual Reasoning Index. He had notable difficulties on a visual spatial planning and organization task. This may be in part to executive functioning difficulties (planning and organization) but also showed evidence of some visual spatial distortion.
- Executive Functioning: Basic measures of executive functioning were intact
  and within expectation given his intellectual abilities. On an abstract reasoning
  and problem-solving task, he performed in the Average range but below
  expectation given his intellectual abilities. He also showed very poor planning
  and organization on the visual task.
- Psychological and Emotional Functioning: Mr. Norman is not expressing any significant symptoms of either depression or anxiety. However, others have reported that he is more prone to frustration and angered more easily.

## **DIAGNOSTIC FORMULATION:**

Mr. Norman was in a significant motor vehicle collision on 02/03/2017. He described a possible loss of consciousness, and feelings of fogginess and confusion immediately following. He experienced a headache and memory problems very shortly after the collision and was diagnosed with a post concussive syndrome. Based on the information available, he suffered from a concussion/mild traumatic brain injury in the 02/02/17 MVC. On the current neuropsychological evaluation, there is evidence of some areas of ongoing cognitive difficulty consistent with a mild traumatic brain injury (TBI). At this time, he meets criteria for a diagnosis of Mild Neurocognitive Disorder due to traumatic brain injury (DSM-5 331.83). In addition, although he does not show evidence of depression or anxiety, he meets criteria for an Adjustment Disorder NOS (DSM-5 309.9), based on some ongoing difficulties following the motor vehicle collision and adjustment to the changes.

There was no evidence of any cognitive difficulties reported prior to this collision, and both he and his wife report the significant difficulties changing immediately following and persisting. There is no other significant medical history or potential cause for these cognitive changes. The collision on 02/03/2017 was the cause of the above diagnoses on a more probable-than-not basis.

## PROGNOSIS and IMPACT on FUNCTIONING

At this time Mr. Norman is almost 18 months post injury. The majority of neurocognitive recovery typically occurs by this point in most individuals. However, there are some individuals who have some persisting symptoms that may continue to show some improvement with additional time and healing. Mr. Norman has been able to return to work and has been doing it successfully although it has been more challenging. He will likely be able to continue to, with some minor accommodations.

Given Mr. Norman's age, it is possible that his recovery trajectory will take longer than is typical. The pattern of his performance, including the greatest impairments in the area of memory, is more common in older individuals than in younger individuals following a mild TBI. It would be important to continue to monitor his symptoms and a follow-up evaluation would be necessary if he does not show continued improvement or shows decline over time. A decline is unlikely, but given his age, the possibility that this has triggered a further and ongoing decline cannot be ruled out.

# **RECOMMENDATIONS**

Based on the results of this evaluation, the following recommendations are offered:

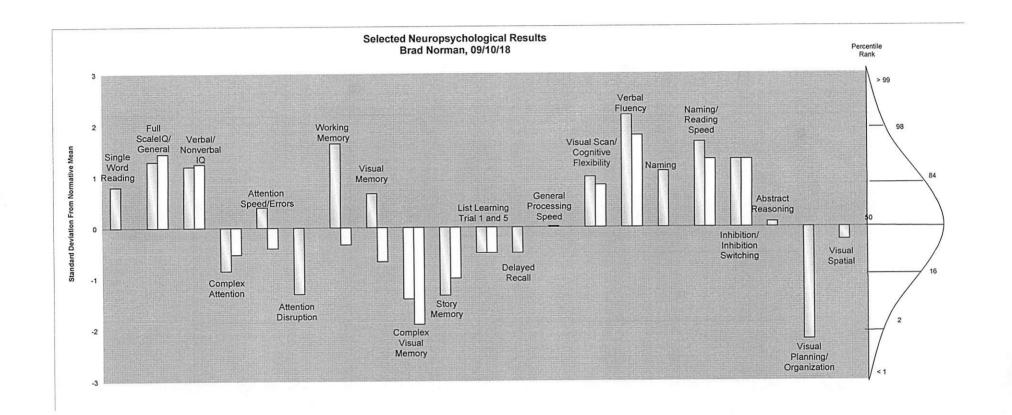
- Medical Follow-up: Mr. Norman indicated that most of his physical pain has resolved. He continues to have some sleep difficulties that should be monitored and treated if necessary.
- 2. <u>Cognitive Remediation:</u> Mr. Norman may benefit from some cognitive remediation therapy, with a therapist who specializes in higher level cognitive difficulties.
- Psychological Functioning: Mr. Norman is generally doing well from a
  psychological perspective. Psychotherapy services should be available to him, if
  needed. Because of the MVC, he will be more vulnerable to depression and
  anxiety in the future.
- 4. <u>Daily Activity and Occupational Functioning</u>: At this time Mr. Norman has been able to return to his previous occupation. He finds it more challenging and has had to implement more accommodation strategies. He may wish to make some adjustments to his work load and obtain some more assistance to help him with some of the basics, particularly those involving memory. In addition, it will be important for him to continue to remain physically, cognitively, and socially active in his daily life.
- 5. <u>Neuropsychological Follow-up</u>: A follow-up neuropsychological evaluation is recommended in six to twelve months to assess any progression, improvements,

DOE: 9/10/18 Page: 12

and/or residual deficits. Although most improvements typically occur in the first 18 months, additional neurocognitive recovery is possible through 24 months.

Thank you for the opportunity to participate in this evaluation. The above opinions are based on the information available at the time of this evaluation. I reserve the right to alter my opinions and case formulation if additional information becomes available in the future.

Martha Glisky, PhD., ABPP-CN Licensed Clinical Psychologist Board Certified in Clinical Neuropsychology



# MARTHA L. GLISKY, PH.D. NEUROPSYCHOLOGY & COGNITIVE HEALTH

1808 RICHARDS RD., SUITE 120 BELLEVUE, WA 98005 (425)502-8341

#### INFORMED CONSENT CONTRACT for LEGAL/FORENSIC EVALUATIONS

This Forensic Neuropsychological Evaluation is being conducted at the request of:



and is therefore somewhat different than other purely clinical services. It is important for you to understand how an evaluation requested by an attorney can differ from a purely clinical psychological or neuropsychological evaluation.

While the results of this evaluation may or may not be helpful to you personally, the goal of this evaluation is to provide information about how you are functioning neuropsychologically and psychologically to the individual or agency requesting the evaluation.

In most cases, this evaluation is intended for use in some type of a legal case. As such, the confidentiality of the evaluation and the results are determined by the rules of that legal system. If your attorney has requested this evaluation, he/she will receive a copy of my report and will determine how it is to be used and who has access to it.

Normally, the results of this evaluation are protected by the attorney-client privilege. Exceptions to this might include a determination on my part that you are dangerous to another person or if you reveal information that a child has been abused. I would also have to release this information if a court orders me to do so. There may be other examples where the laws require me to release the information obtained during the evaluation. We will discuss these situations on a case-by-case basis.

Once a decision has been made to use the report in a legal proceeding, the report and any information pertaining to it will probably be admissible into evidence as well as any other information that was provided concerning your psychological and neuropsychological functioning. The raw data obtained during this evaluation is protected separately and will only be released to another qualified neuropsychologist. If you have any concerns about the use or distribution of my report, you should discuss these issues carefully with your attorney.

If someone other than your attorney requested the evaluation, that individual is my client and he/she has complete authority over the results, including whether or not any information will be released to you or to anyone else. In addition, because the evaluation was requested by another party, and is not for the purpose of treatment or counseling, the confidentiality may have fewer legal protections. I will not release the information unless instructed to do so by the person or entity that hired me or when I am legally required to do so.

Your participation in this evaluation is voluntary. I will not conduct the evaluation without your signature on this document. You also have the right to stop the evaluation at any time. It is very important that you give your full and honest effort throughout the evaluation. If you do not do so, the evaluation may not be helpful to you, and can have a negative impact on your case. There may be legal consequences if you stop the evaluation or do not put forth sufficient effort; therefore, it would be in your best interest to consult with an attorney before doing so. However, if you are unable to continue to the evaluation, we will make all efforts to schedule an additional appointment to return for completion. The evaluation itself consists of two separate parts: an oral interview and neuropsychological testing. The testing portion is typically quite lengthy and lasts a full day. In addition, it may be necessary for me to review other related materials such as court records, depositions, transcripts, medical records, etc.

If, at any time, you have a question about any aspect of the evaluation or these procedures, pleased feel free to ask me. In addition, if at any time you need a break from the evaluation, please let me know and we will stop. Once the evaluation is completed, and with the permission of the requesting party, I may be able to have a meeting with you to explain the results and answer any questions you might have.

I have read and agree to the above:

ate: 7 // b / & Printed Name:

Rev: 12/16

# **NEUROPSYCHOLOGY & COGNITIVE HEALTH**

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## **CLIENT INFORMATION FORM**

Patient's Name Brown Norman Date 8/8/18
Age 59 Birth Da
Address:
Phone: E-mail address:
Who do you live with?
Referred by:
Ethnic or Racial Background Primary LanguageSecondary
Primary Problem Related to Referral: MEMORY RECALL / SHORT REFER
DIFFICULTY
What are your goals for treatment/evaluation?
MEDICAL INFORMATION RELATED TO CURRENT PROBLEM:
Present Condition:
Date of Onset: Diagnosis: #55T Carcossion Synonomes
Present Condition:  Date of Onset:  Diagnosis:  Diagno
Current symptoms: MEMORY DIFFICURY SHORT TERM RECORD
Treatments for problem:

BELOW THERE ARE A NUMBER OF POSSIBLE SYMPTOMS YOU MAY BE EXPERIENCING. PLEASE CHECK THOSE SYMPTOMS YOU HAVE EXPERIENCED SINCE YOUR CURRENT MEDICAL SITUATION AS "NEW". IF YOU HAVE ALWAYS HAD DIFFICULTY IN THAT AREA CHECK "OLD". IF YOU HAVE EXPERIENCED A WORSENING OF A PRE-EXISTING DIFFICULTY, CHECK BOTH "OLD" AND "NEW"

IF YOU DO NOT EXPERIENCE THAT SYMPTOM AT ALL LEAVE IT BLANK.

		Date of Onset of <b>new</b> symptoms: 2/3/17
PRO	BLEM	SOLVING
	New	
		Difficulty figuring out how to do new things
		Difficulty planning ahead
-	+	Difficulty thinking as quickly as needed
W	-	Difficulty doing things in the right order (sequence problems)
		Difficulty changing a plan or activity when necessary
		Difficulty completing activities in a reasonable amount of time
	1	Difficulty doing more than one thing at a time
		Difficulty switching from one activity to another activity
		Easily frustrated - This condition only
	-	Other problem solving difficulties:
		other problem solving difficulties:
SPEI	CH. L.	ANGUAGE, AND MATH SKILLS
Old	New	
		Difficulty finding the right word to say
		Difficulty understanding what others are saying
		Unable to speak
-	-	Difficulty staying with one idea
		Difficulty writing letters or words (not due to motor problems)
		Slurred speech
-		Odd or unusual speech sounds
		Difficulty understanding what I read Difficulty spelling
		Other speech, language, or math problems:
-		Difficulty with math (checking balancing, making change, etc.)
NON	WEDD	AL SKILLS
Old	New	AL SKILLS
Olu	THEW	Difficulty telling right from left
(i		Difficulty doing things I should automatically be able to do (brushing teeth, etc.)
8	-	Problems drawing or copying
		Difficulty dressing (not due to physical difficulty)
8		
	_	Problems finding my way around familiar places  Difficulty recognizing objects or people
-	-	Parts of my body do not seem as if they belong to me
-		
-	1	Unaware of things on one side of my body: Right Left
		Decline in my musical abilities
		Not aware of time
		Slow reaction time

NO LONGER TURN ON RADIO 212 VEHICUE

	-	Other nonverbal problems:						
		RATION AND AWARENESS						
Old								
		Highly distractible						
		Lose my train of thought easily						
		Problems concentrating						
		Become easily confused or disoriented						
		Blackout spells (fainting)						
		My mind goes blank						
		Aura (strange feelings, sensations, or smells)						
_		Don't feel very alert or aware of things						
	-	Other concentration or awareness problems:						
MEM	ORY							
Old	New							
	+	Forgetting where I leave things (keys, gloves, etc.)						
		Forgetting names						
		Forgetting where I am or what I am doing						
	X	Forgetting events that happened quite recently (e.g., last meal)						
0		Forgetting events that happened long ago (months or years)						
	_	Relying more and more on notes to remember things						
-	  X    X	Forgetting the order of things (e.g., when cooking, etc.)						
		Forgetting facts, but I can remember how to do things						
		Forgetting faces of people I know (when they are not present)						
	<u>~</u>	Frequently forgetting appointments						
		Other memory problems:						
-	S	other memory problems.						
МОТ	OR AN	D COORDINATION: Check the side on which it is a problem:						
Old	New	Right Left Both						
Oiu	11011	Fine motor control problems						
		(using a pencil, key, etc.)						
		Weakness on one side of my body						
2	8	Difficulty holding onto things						
9	8	Tremor or shakiness						
-	-	Muscle tics or strange movements						
-	-	My writing is very small						
8	8	Feeling stiff Palance problems						
·		Balance problems Difficulty starting to mayo						
		Difficulty starting to move						
		Muscles tire quickly						
12	0	Often bumping into things						
		Other motor or coordination problems:						

SENSORY		Check the side on which it is a problem:					
Old	New		Right		Both		
		Loss of feeling or numbness	8		20011		
		Tingling or strange skin sensations		1			
<u></u>		Difficulty telling hot from cold	-				
		Double vision					
		Blurred vision					
		Blank spots in vision		-			
		Brief periods of blindness	1,7		1.		
		See "stars" or flashes of light					
	(Company of the Company of the Compa	Difficulty looking quickly from one object to another					
		Need to squint or move closer to see clearly					
		Hearing loss					
		Ringing in my ear			5		
		Difficulty tasting					
		Difficulty smelling					
		Hallucinations Visual Auditory					
		Smelling strange odors					
		Other sensory problems:					
PHY	SICAL						
Old	New	to the control of the	-		12/1		
	+	Headaches - FIRST FEW MONTHS FF	TEN		0/11		
		Dizziness					
		Nausea or vomiting					
		Urinary incontinence					
		Loss of bowel control					
		Excessive tiredness					
	-	Other physical problems:					
	A						
BEH	AVIOR		Rate h	ow sev	vere:		
Old	New				Severe		
		Sadness or depression					
	-	Anxiety or nervousness			1		
		Stress					
		Sleeping problems: (Falling asleep Staying asleep)					
		Become angry more easily					
-	jë <del>s sesson</del> i	Euphoria (feeling on top of the world)					
		Much more emotional (e.g. cry more easily)					
	8-11-11-11-11-11-11-11-11-11-11-11-11-11	Feel as if I just don't care anymore					
		Doing things automatically (without awareness)					
		Less inhibited (do things I would not do before)					
		Difficulty being spontaneous					
		Change in eating habits:					
	b	Change in interest in sex:					
		Other recent changes in behavior or personality:					

Slowly	Quickly
Occasionally	<u>∠</u> Often
Stayed Worser Impro	
ns, surgeries, or accid	dents that occurred during
d a hospital visit?  Some Symptom  Tour head? No	
on's disease sion isease	Parkinson's disease Polio Psychiatric problems Radiation exposure Senility (dementia) Sleep DisorderSleep apnea Other
	Occasionally StayedWorserImpro  d a hospital visit? our head? No  easeon's disease sion isease ease ease ory disease

Other Medical History:		
	Me	Family Member
Alcoholism	(	
Bipolar illness (manic depression)		
Depression		
Personality disorder		
Schizophrenia		
Other psychiatric illness		
Learning Disabilities		
23000 miles		-
Substance Use:		
Tobacco: Current use? Yes No How	much: Past Use? Yes	No How much
Tobacco: Current use? Yes No How Alcohol: Current use? Yes No How r	nuch: Past Use? Yes N	No How much 3/WK
Marijuana: Current use? Yes No Ho	ow much: Past Use? Yes	No How much
Other: Current use? Yes No How mu Name of substances:	uch: Past Use? Yes No	How much
Psychological History:		
Prior Psychological/Psychiatric diagnoses	s (before current incident):	
New Psychological/Psychiatric diagnoses	s (since current incident):	
Are you currently receiving psychiatric/ps Name of provider(s):		
Have you ever been treated for psycholog	gical or psychiatric problems?	Yes No <u> </u>
What type of treatment?		*
Have you ever had a psychiatric hospitali	zation?	Yes No_ <u>&gt;</u>
MEDICAL TESTING		indicas (iflenous)
Check medical tests that have been condu		
	Check here if normal	Abnormal findings
Blood work		
Brain scan (Circle MRI or CT)		-
EEG		
Lumbar puncture or spinal tap		-
Neurological office evam		

Have you ever had a prior psychological or neuropsychological evaluation?  Yes No : Year Name of psychologist:
EDUCATIONAL HISTORY:
Years of education completed:  Schools & Year(s) graduated:  WENGMEEN H.S. CHRY CANY, ut 197
High school GPA (approximate) College GPA:
Any learning difficulties? Yes No If yes, explain
Special education? Yes No If so, reason for special Ed:
WORK HISTORY (List most recent first):
Are you currently working? Yes No Date since last worked?
Type of Job/Company: Dates/Years Worked Reason for leaving
Concrete estima & DEMOLITION / 41 years
FAMILY HISTORY:
Marital Status (circle one): Married How long?
Please list all immediate family members, including parents, brothers, sisters, husband/wife, and children
First Name Age Relationship to you Medical/psych problems?
Julie 55 WIFE

What activities (hobbies, social, exercise) did you enjoy prior to the current problems?
OUTPOOR - FISH - HENT - BUATING
What do you do you currently do for fun (hobbies, social activities etc.)?
Are you working with an attorney? Yes No
Attorney's Name & Address:  RICH MIMENAMIN
List any medications you currently take (over-the-counter or prescription medication), and the dosage:  Medication  Prescribed for:  Taken since:
THIS FORM HAS BEEN COMPLETED BY: Patient Other  If not completed by the patient, please provide the following information:
NameRelationship to Patient

Richard M. McMenamin Shari McMenamin Patrick McMenamin



Toll Free (866) 374-6532 sequimmemlaw/a olypen.com

August 13, 2018

Neuropsychology & Cognitive Health Attn: Martha L. Glisky, PhD 1808 Richards Road, Suite 113 Bellevue, Washington 98005

Re: Brad Norman vs. Linda Huard-Hoffman

Date of Loss: February 3, 2017

Dear Dr. Glisky:

Thank you for agreeing to do an examination and testing of Mr. Brad Norman. Enclosed please find our check in the amount of \$3,000.00 representing the required advanced fee. Mr. Norman was involved in a head-on collision on February 3, 2017. In order to help you better understand the collision and what Mr. Norman experienced physically, we are enclosing the police report and photos taken of the vehicles involved. We have also enclosed his medical records we have obtained to date. They are as follows:

- 1. Neuropsychology Client Information Form completed by Brad Norman.
- 2. Police Report.
- 3. Photos of both vehicles involved in the collision.
- 4. Olympic Medical Center Emergency Room records.
- 5. Pro Active Chiropractic Clinic / George Lawrence, DC medical records.
- 6. Robert Rubenstein, MD medical records.

Mr. Norman was diagnosed with Post Concussive Syndrome by Robert Rubenstein, MD. He is very concerned over his continuing memory problems.

Hopefully, you will be able to address the following issues and their relationship to the February 3, 2017 collision.

Port Angeles □
709 South Peabody Street
Port Angeles, WA 98362
(360) 452-9242
Fax: (360) 457-5640

Neuropsychology and Cognitive Health August 13, 2018 Page -2-

- 1. History;
- 2. Pre-Existing;
- 3. Diagnosis;
- 4. Causation:
  - A. Mechanism of injury;
- 5. Treatment:
  - A. Was care related and reasonable and necessary as to your diagnosed conditions?
- Current status;
- 7. Ability to work;
- 8. Permanency rating;
- 9. Prognosis:
  - A. Based upon reasonable medical probability, what is your opinion as to the future course of the condition?
  - B. Necessity for future treatment:
    - (1) What type of treatment?
    - (2) Who will need to render it?
    - (3) Probable cost of future treatment?
- 10. Further diagnostic tests;
- 11. Other.

Sincerely,

RICHARD McMENAMIN

Attorney at Law

RM/sw

Enclosures (as stated)

G:\OFFICE\Personal Injury\Norman, Brad - KB\180808 Glisky.wpd

McMENAMIN & McM	ENAMIN PS Case 2:20-cv-01250-LK	Document 28-9	Filed 10/03/22	Page 26 of 46	4248
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Case 2:20-cv-01250-LK Document 28-9 Filed 10/03/82 FOR SWIFT of 46



McMENAMIN & MCMENAMIN PS 544 N. 5TH AVE. SEQUIM, WA. 98382. 360-883-9210 SOX:981 LES WA 93362 98-7084/9251

8/13/2018

PAY TO THE ORDER OF \_\_

Neuropsychology and Cognitive Health

J .**\$ \*\***3,000.00

Three Thousand and 00/100\*\*\*

Neuropsychology and Cognitive Health 1808 Richards Road Suite 120 Bellevue WA 98005

MEMO

Brad Norman

AUTHORIZED SIGNATURE M

McMENAMIN & McMENAMIN PS

Neuropsychology and Cognitive Health

8/13/2018

Brad Norman

3,000.00

First Federal Gen Acct Brad Norman

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McMENAMIN & McMENAMIN PS

Neuropsychology and Cognitive Health

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Brad Norman

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1808 Richards Rd., Suite 120 ● Bellevue WA 98005 ● Phone: 502-8341
Initial Date of Contact to schedule: 974 18
Provider: (MG) JH HS
Patient Name Brad Norman Date Scheduled: 9 10 @ 9:30a
Date of Birth:
Preferred Phone Number: Contact Sully: 360-683-8210  Reminder Call/Email: Mc Minimum Law  Referring doctor/attorney: Mc Minimum Law
Reminder Call/Email:
Referring doctor/attorney: Mc Winimum Fam
Clinical or Legal Case: Legal
Date of Injury or Onset:
DOI: 2/3/2017
Previous NP? Completed By:
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Case 2:20-cv-01250-LK Document 28-9 Filed 10/03/22 Page 30 of 46

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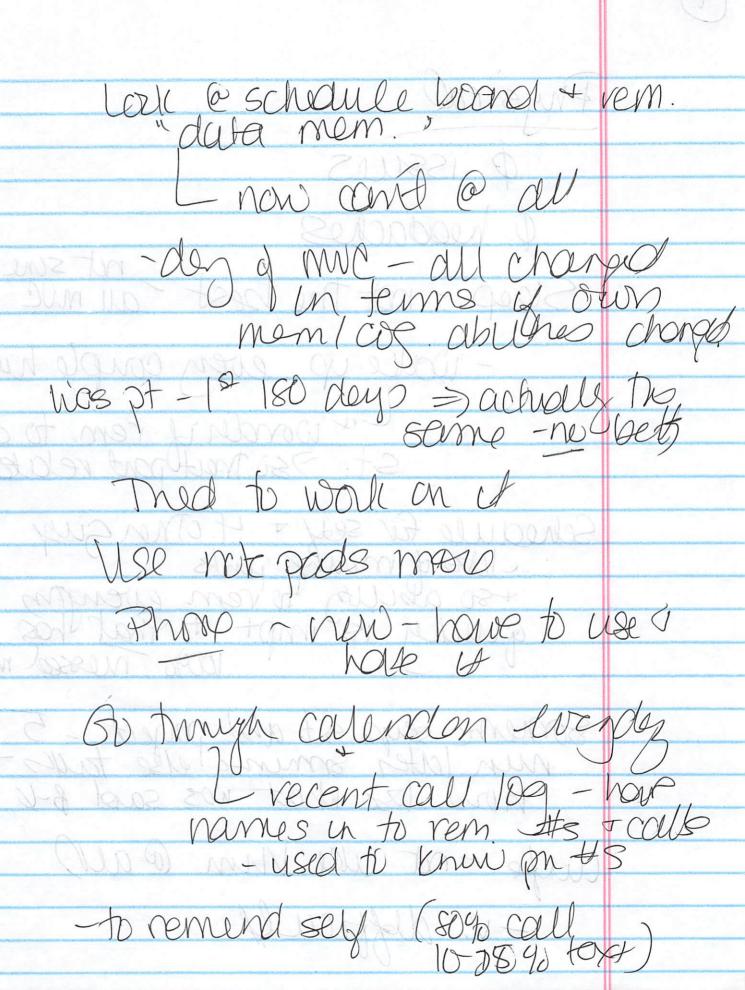
Case 2:20-cv-01250-LK Document 28-9 Filed 10/03/22 Page 31 of 46

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